THE HONOURABLE SRI JUSTICE V.ESWARAIAH

W.P. No. 21576 of 2007

Date:11-10-2007

Between:

Smt. M.Rajini Devi and another

…Petitioners

AND

The Joint Collector, Ranga Reddy and two others

..

Respondents

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ORDER:

The petitioners seek a writ of mandamus directing the first respondent to consider the stay application filed by them pending in appeal bearing No.E1/3236/2007 before the first respondent.

It is stated that against the order of the third respondent in Proc.No.B/1119/2005, dated 08.12.2006 in resuming the lands of an extent of Ac.3.14 guntas in Sy.No.33 of Gopanpally village, Serilingampally mandal under Section 4(A) of A.P. Assigned Lands (Prohibition of Transfers) Act, 1977, the petitioners filed an appeal before the second respondent and the appellate authority-second respondent by order, dated 23.05.2007 in Proceedings No.D/3836/2006, dismissed the appeal. Aggrieved by the same, the petitioners filed further appeal before the first respondent which is said to have been pending in Appeal No.E1/3236/07.

I am of the opinion that there is no provision for filing of second appeal, but as against the order of the appellate authority, only revision lies.

Having regard to the facts of the case, the first respondent is directed to consider Appeal No.E1/3236/07, treating it as a revision, said to have been pending before him and dispose of the same in accordance with law. Pending disposal of the revision before the first respondent, status-quo obtained as on today with regard to the possession of the land shall be maintained.

With the aforesaid observations, the writ petition is disposed of. No costs.

V.ESWARAIAH, J.

Date:11.10.2007
ccm